



PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

CHANEY, et al.

Art Unit: 1638

Application No.: 09/147,721

Examiner: M. Ibrahim

Filed: February 24, 1999

Attorney Dkt. No.: 108172-09005

For: METHOD FOR PHYTOMINING OF NICKEL, COBALT AND OTHER
METALS FROM SOIL

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME**

Commissioner for Patents
Washington, D.C. 20231

December 21, 2001

Sir:

Applicants hereby appeal to the Board of Patent Appeals and
Interferences from the Decision of the Primary Examiner dated June 25, 2001
finally rejecting claims 1-10 and 12.

A timely response to the final rejection dated June 25, 2001 was filed
November 13, 2001.

The shortened statutory period expiring on December 25, 2001, it is
hereby requested that the period for response be extended for a third month. A
Petition for Extension of Time for two months was previously filed on November
13, 2001.


The Commissioner is hereby authorized to charge \$420.00 (\$160.00
Small Entity Appeal fee and \$260.00 Small Entity Extension fee) along with any

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01 FC:216 260.00 CH
02 FC:219 160.00 CH

fee deficiency or credit any overpayment associated with this communication to
Deposit Account No. 01-2300.

Respectfully submitted,

 33,125 for

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